HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 250 of 2006 (SS)

1. Dhirendra Kumar Pandey s/o Sri R.D. Pandey
2. Kailash Chandra Dabral s/o Sri C.S. Sharma
Both Demonstrators in Indian Military Academy
Dehradun ..... Petitioners

Versus

1. Union of India, through Secretary Ministry of Defence, Government of India, South Block, New Delhi
2. Director General of Military Training, General Staff Branch, Army Head Quarters, DHQ, New Delhi
3. Commandant, Indian Military Academy, Dehradun
..... Respondents

Sri Manoj Tiwari, Advocate for the petitioners
A.S.G. for the respondents.

Dated: 1.3.2006

Hon'ble Rajesh Tandon, J.

Heard the learned counsel for the parties at length.

By the present writ petition the petitioner has prayed for a writ of mandamus directing the respondent no. 1 to pass appropriate orders in the matter of granting of U.G.C. pay scales to the petitioners.

Briefly stated, the petitioners were appointed on the post of Demonstrators in the Indian Military Academy, Dehradun. Petitioner no. 1 was appointed in February 1972 and petitioner no. 2 was appointed in October 1983. The grievance of the petitioners is that teaching staff of Army Cadet College, were granted U.G.C pay scales w.e.f. 1.1.1983 and five demonstrators of I.M.A were also given U.G.C. pay scale 5500-9000 w.e.f.

1.1.1996 but the petitioners holding identical posts have not given pay scale of 5500-9000.

At the time of hearing the counsel for the petitioners confined his argument for disposal of the representation.

In view of above, liberty is given to the petitioners to file a fresh representation before the competent authority within 15 days after obtaining certified copy of this order, who shall decide the same by a reasoned order within two months thereafter.

Subject to the aforesaid observations, the writ petition is disposed of. No order as to costs.

Dated: 1.3.2006 **Rajesh Tandon, J.**

*Dhyani